

DAUGHERTY RESIGNS AT COOLIDGE'S REQUEST

Covington Ouster Dismissed

SHORT STORIES

Facts With Frills, Facetious And Otherwise By "S. S."

Perry Craig says: "It's time for the reformers to eat up some folks to



squeeze tooth paste out of the end of the tube instead of the middle."

Gales, maybe.

April fool's day Tuesday.

Johnnie Rizer out and about again.

Red Paschal's got a new spring tie.

Report \$34 diamond ring theft to police.

New drug store in 400 block Fifth street.

Vets Bureau claim investigator in town today.

Thousands chicks mailed to Port Arthur today.

SIGNS OF SPRING: Mart May without a vest.

March will have to improve to go out like a lamb.

Who is this K. M. Landis at the Gulf bowling loop?

Numerous cases set in Corporation Court for 2 o'clock.

Ouster against Police Chief Walter Covington dismissed.

Gas company driving pipe through under Waco avenue.

Federal court invitations being handed out, they say.

Sixty-four degrees coolest during night here last night.

Scout Court of Honor at Franklin tonight at 8 o'clock.

Storm warnings fly. It's a sou'easter, Carson advises.

Auction sale of customs service postponed till next Friday.

DAILY SHIP SCORE: In Port Arthur, 15; at Beaumont, 5.

Houston orchestras will furnish the jazz at Department Club this evening.

Big kites put up on Plaza hotel grounds snared; three trot lines this a. m.

Several of the "younger set" attended dance in Naville End last night.

Reaching party of Port Arthurians out Thursday night found the gulf is still wintry.

Two gigantic kites broke loose today and necessitated a chase of a few blocks.

High school band concert in Lions park next Thursday night, Oren Lantz, director, said today.

Charges of resisting arrest with firearms lodged against negro who tried to break away from Detective C. E. Brown.

Pen Sandefur and Ted Domesell brought in 48 frogs from a gassing expedition last night, Jake Burwick tells S. S.

More talking machine records for the marine patients at Mary Gates hospital added to the collection already on hand, this a. m.

Dodge Texas working night and day digging the Port Arthur ship canal to a depth of 10 feet and a bottom width of 130 feet.

As evidence that Shorty Waltrip, erstwhile telephone magnate, smokes good cigars, he's only carrying one at a time in his coat pocket these spring days.

Bill Adams won the lot of "Old Croc" at the Lions club today noon when he rolled a peanut off a level table with his nose, vanquishing all other opponents.

Cy Williams, S. S. Joe pitcher, avers you can always tell when the ball club has arisen in the mornings by watching the gang line up at the soda fountain over at McFadden & Glass.

Welcome was extended to Master O'Neal, weight eight pounds, when he arrived early today in Mary Gates hospital. He is the son of Mr. and Mrs. R. R. O'Neal, 1415 Seventh street.

M'DOWELL HAS NO JURISDICTION

Sustains Contentions of City Attorney's Office

RECALL ONLY METHOD

City Charter Provides Means To Suspend Officers

Ouster proceedings filed against Chief of Police Walter W. Covington were dismissed by Judge E. A. McDowell in 20th district court at Beaumont, when the court ruled the case to be out of its jurisdiction.

Chief Covington was made the target of an ouster petition filed some two weeks ago which was originally set down for trial April 7. Attorneys for the defense and relators went before the court today to submit their pleadings as to the law governing the case.

Exceptions Upheld

The four exceptions filed by the attorneys for the relators were recognized in Judge McDowell's decision to dismiss the case because of the lack of jurisdiction in the matter.

In the petition filed in an effort to oust the police chief he was charged generally with malfeasance in office, but no specific instance was named, according to the exception filed by Wistner and White in Covington's defense.

Within a few hours after arriving in the ship canal at the Texas Company's terminals Thursday, the dredge Texas had pipe lines thrown out on the spoil bank and was eating away at the lake side and bottom of the canal, S. W. Clarke, U. S. engineer in charge of the Section No. 2, and contract for the work was awarded the Atlantic, Gulf and Pacific dredging company.

The second attack launched against the petition is that it is not sworn to positively and with sufficient definiteness, setting forth the specific instances cited.

The third angle of the exceptions, taken to the petition by attorneys for Covington was that in seeking to have a district judge sit on the matter the petition violated the Home Rule Amendment to the state constitution which provides exclusive powers to cities of more than 5,000 population in regulating their own affairs. This amendment had been adopted by the city of Port Arthur, defense attorneys contend. In this same line of attack it was shown Chief Covington was an elective officer of the city and not of the county or state. The constitution provides a state or county officer may be removed by a district judge.

Charter Amended

The last exception taken to the petition of the relators was that the provision of the charter upon which the petition was based had been amended and the old part was no longer part of the city charter. The new amendment provides for the recall of an elective officer of the city by a vote of the people.

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JURY FAILS TO AGREE ON TRAFFIC CHARGE

Inability of a jury of six men to agree caused charges of violating a traffic ordinance to be dismissed yesterday afternoon by Justice of the Peace W. F. Jones. A driver for John Rizer was charged with driving a car with the cutout open, but the charges were withdrawn when the jury failed to reach a verdict.

NEW MEXICO RELIEF BILL IS REPORTED

WASHINGTON, March 28.—The Jones bill appropriating \$1,000,000 for drought relief in New Mexico was reported favorably by the house committee on agriculture today. The bill has already passed the senate.

UNSETTLED: RAIN

LOCAL FORECAST: Tonight cloudy; Saturday, unsettled, with showers, colder.

FOR EAST TEXAS: Tonight, showers in northwest portion. Saturday, cloudy; showers in southeast portion; colder.

FOR LOUISIANA: Tonight, and Saturday, unsettled, with showers; cold.

FOR WINDS: Tonight, moderate to strong southerly this afternoon and tonight shifting to westerly Saturday.

Year Ago Today: Highest, 52; lowest, 50.

Time this evening, 6:22 p. m.

TIDE RECORD:

Time of high and low water at San Jacinto Pass last night, 8:30 a. m.

TEXAS WEATHER AND ROADS

Longsighted: Roads fair.

ouston-Clear: Roads fair.

San Antonio-Partly cloudy; roads fair.

Mr. R. N. I do not see him coming

'Blooie' Brown Asks for Venue Change In Case

Stork Visits Birth Control Advocate

LEATHERHEAD, Eng., March 28.—Mrs. Marie Stoops, world famous birth control advocate, has just given birth to a baby boy, weighing 3-4 pounds.

"People imagine we don't want children just because my wife advocates birth control," said H. V. Rae, Mrs. Stoops' husband, said.

DREDGE BEGINS ITS WORK HERE

Night and Day Shifts To Be Employed

The project to give Port Arthur a ship channel to the sea 30 feet deep and 150 feet wide at the bottom got underway late Thursday afternoon.

Attorneys for Brown were questioned relative to their opinion as to the ability of Brown to get a "fair and impartial" trial in Jefferson county.

Questioned by Shaw relative to Brown's reputation in Port Arthur, Attorney Johnson stated he did not think there was any combination in the government reserves had been leased by the democrats—that 785 wells had been drilled in California naval reserves number two. This testimony was given by former Secretary of the Interior Fall.

He stated further he did not feel Brown could get a fair trial before Port Arthur people, but would venture no opinion as to the feeling of the remainder of Jefferson county. He stated, however, that he had utmost faith in the integrity of Port Arthur people.

Day and night the Texas will be at the dredging, working outward toward Sabine Pass. This part of the government project for deepening Sabine district channels to 30 feet from the mouth of the canal to Beaumont and Orange is known as Section No. 2, and contract for the work was awarded the Atlantic, Gulf and Pacific dredging company.

Before coming to Port Arthur Thursday for this dredging work, the Texas was working in the intra-coastal canal near Lake Charles. The craft is of the hydraulic type, and is keeping over to the lake side bank of the canal, well out of the way of ship traffic in the channel.

Solon in Defense

Placed Under Bond In Liquor Plot

WASHINGTON, March 28.—Representative John W. Langley, Kentucky congressman, indicated on a charge of conspiracy in connection with liquor withdrawals, today sent word to his colleagues that he would present his defense on the floor of the house this afternoon.

Through his counsel, meanwhile, Langley entered a plea of not guilty before Justice Hitz, in District of Columbia supreme court and his bond was fixed at \$5,000, which was furnished. Langley's counsel asked for an early trial, but no date was set.

McAlbert Opposes Cigarette Smoking

"I'm opposed to excessive eating; my mission is to preach to the people of our country that they're using too much food stuff that has no real food value; I am opposed to the cigarette, coffee and white bread; none of these are essential, none of them help you."

These are the remarks of McAlbert. "The Miracle Man," who addressed members of the Lions Club today noon during their regular weekly luncheon at Plaza hotel.

McAlbert entertained the club with a series of remarks against excessive eating and indulgence in foods that do not have the correct combination, this talk being interspersed with a bit of original humor that kept the club laughing.

Love, Business, Financial Queries Are Asked McAlbert

'Miracle Man' Receives Hundreds of Letters From Those Who Would Know Future

The walking encyclopedia — at least that's what Port Arthur people expect of McAlbert, the Miracle Man, who has been answering hundreds of questions daily through The News.

Love affairs, business affairs, domestic affairs and some foreign affairs have been laid before McAlbert for his answer. He will answer questions through The News for the remainder of this week. Be sure and sign your name and address. Answers will be printed under your initials only.

J. N. B.—I see success in the proposition. Mrs. M. G.—The trouble will get better.

Mrs. R. P.—You will some time see your son.

Mrs. R. N.—I do not see him coming

Special to The News.

BEAUMONT, Texas, March 28.—Alleging that R. B. Brown, Port Arthur, could not obtain a fair and impartial trial on account of a "dangerous combination of citizens" against him in Port Arthur, his attorney Archie Shaw this morning asked for a change of venue in his case growing out of a charge of liquor law violation.

In his plea for a change in the trial to another district Shaw alleged there was a "dangerous combination of citizens" arrayed against Brown in this and other cases pending against him.

Incidents Recalled

Incidents following the slaying at Port Arthur last August of Detective B. A. Harris were brought out in an effort to show feeling in Port Arthur to Brown, who surrendered to Beaumont authorities the night after the detective's death.

Attorneys for Brown were questioned relative to their opinion as to the ability of Brown to get a "fair and impartial" trial in Jefferson county.

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He stated further he did not feel Brown could get a fair trial before Port Arthur people, but would venture no opinion as to the feeling of the remainder of Jefferson county. He stated, however, that he had utmost faith in the integrity of Port Arthur people.

Day and night the Texas will be at the dredging, working outward toward Sabine Pass. This part of the government project for deepening Sabine district channels to 30 feet from the mouth of the canal to Beaumont and Orange is known as Section No. 2, and contract for the work was awarded the Atlantic, Gulf and Pacific dredging company.

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G. O. P. Official Offered to Sell Judgeship, Former Congressman Swears

WANTED \$35,000
TO GET HONORS

Gaston Means' Partner in
Probes Testifies

BY FRAZER EDWARDS
United Press Correspondent
WASHINGTON, March 28.—Former Representative J. Vanmeter, of New York, today told the Senate Committee investigating the Department of Justice that Wayne Wilson, a member of the National Republican Club, two years ago offered to secure his appointment as a Federal Judge for \$35,000.

Wilson is a republican. He served two terms in Congress, 1904-1908, from the 15th New York district.

Rejected Offer

Wilson said he rejected the offer and felt that it was his duty to inform the Committee of the Senate.

"So far as I knew, Wilson said, Wilson did not represent anyone in the Department of Justice.

"When this man came to me and told me that my name was prominently mentioned for a place on the bench I was naturally flattered," said Wilson.

"After we talked the matter over, he said 'you know a little money will be necessary.'

I told him that I was highly appreciative of the honor but I could not understand putting up any money."

"What amount did he mention?"

"Oh, let's forget it."

He said that I should pay \$10,000 when my name was sent to the Senate and \$25,000 when I was confirmed."

"What did you say to that?"

"I said 'let's forget it.'

Wilson said he was "representing the boys."

"Did he mention the names of the boys?"

"No."

"Was he prominently identified with politics in New York?"

"He was a member of the National Republican Club. I never heard of him holding office. He called to see me shortly after the introduction of a bill in Congress to increase the number of federal district judges."

Probes Aircraft Case

Allen J. Pickering, an accountant with the Central Steel Company of Pittsburgh, formerly in the Army Air Service, was called to the stand.

Pickering said that he had investigated the accounts of the standard aircraft case in conjunction with Gaston R. Means and Captain H. L. Sciff, former Department of Justice agent.

Pickering testified that Howard Mingle, president of the Standard Aircraft Corporation, withheld records of the company from him and Means when they were sent to get the accounts.

Recommended Recovery

"What did you do in regard to the case?"

"I recommended that several million dollars, I can't recall the exact amount, should be returned to the government."

"And what was done about it?"

"So far as I know no recovery has been made."

"You investigated other cases?"

"Yes, I investigated the Wright-Martin Aircraft Corporation, Dusenberg Motors, Nordyke, and Marmon and supervised a number of others."

PRESIDENT

(Continued from Page 1.)
as attorney general and head of the department of justice.

Daugherty's Position

"That you will see at once that the Committee is investigating your personal conduct and hence you have become an interested party and the Committee wants these papers because of a claim that they disclose your personal conduct of the Department. Assuming that the request of the Committee is appropriately limited to designated files, still the question will always be the same. In view of the fact that the inquiry relates to your personal conduct you are not in a position to give me or the Committee what would be disinterested advice as to the public interest. You have a personal interest in this investigation which is being made of the conduct of yourself and your office, which may be in conflict with your official interest as the attorney general.

"I am not questioning your fairness or integrity. I am merely reciting the facts that you are placed in two positions, one your personal, the other your office of attorney general, which may be in conflict. How can I satisfy a request for action in matters of this nature on the ground, you as attorney general advise against it, when you as the individual against whom the inquiry is directed necessarily have a personal interest in it? I do not see how you can be acting for yourself in your own defense in this matter and at the same time act on the same question acting as my attorney general.

Retreat Situation

"These two positions are incompatible and cannot be reconciled. I am sure you will see that it is necessary

Vacationing



DAUGHERTY IN FIGHTING MOOD

Leaves For Atlantic City After Statement

By United Press
WASHINGTON, March 28.—Former Attorney Harry M. Daugherty left Washington for Atlantic City immediately after resigning from the cabinet today.

Solicitor General James M. Beck

will become acting attorney general, according to statute, until a successor to Daugherty is appointed by the president.

Daugherty Takes Rest

Daugherty intends to rest for a few days in Atlantic City before returning here to close up a few personal matters.

Beyond that he has formulated no definite plans for his confidential assistant, Warren F. Martin, announced.

Daugherty indicated he still was in a fighting mood, after his resignation.

Asserting that President Coolidge's action was "most untimely," Daugherty, in a seven page letter to the president, given out today at the Department of Justice, said Mr. Coolidge was following a "dangerous doctrine" in suggesting that "an attack upon a cabinet officer disqualifies him for further official service."

Charges "Pretended"

"All the pretended charges against me are false," continued Daugherty. "But whether true or false, if a member of the cabinet is to be incapacitated or disqualified by the preferment of changes against him, no matter how malicious or groundless, and he is compelled to give up his responsible position and sacrifice his honor for the time being because of such attack, no man in any official position is safe and the most honorable, upright and efficient public servant could be swept from office and stable government destroyed by clamor."

"I cannot escape the conviction, Mr. President, that your request for my resignation is almost untimely. It comes at a time when truth is banishing falsehood from the public mind, even though I have not as yet had an opportunity to place upon the witness stand before the Senate Committee a single witness in my defense or in explanation or rebuttal of the whispered and gossiping charges against me.

Attacks Trap Probers

Daugherty then launched an assault on the character of the Senate investigation and the men that are conducting it, asserting that some of them have openly, bitterly and falsely assailed him under senatorial immunity. He said the Senate hearings were conducted in defiance of all rules of evidence, declaring that the witnesses against him are "blackmailers, bootleggers, confessed corruptionists and discharged and disgraced government employees, not one of whom has given testimony" that would be admitted as evidence in the most loosely conducted courts of the land."

Daugherty said he knew the president had been urged to refuse him on the ground of "party expediency." In this connection he revealed he had twice offered to resign since Mr. Coolidge became president, "when I could have done so without criticism," and reminded the president that he had both times refused to accept the resignation and had expressed "entire satisfaction with the splendid accomplishments of the department of justice under my administration."

Hated Cowardice

He stood his ground under fire, Daugherty declared, "because I believe that cowardice and surrender of principles are never expedient and that every sacrifice of justice to clamor

MDOWELL HAS RESTLESS NIGHT

May Appoint Special Judge For Murder Cases

Signal to The News

BEAUMONT, Texas, March 28.—Judge E. A. McDowell appeared in court here this morning, although he spent an unusually bad night and was hardly able to hear the cases brought before him. Attorneys asked for new trials in a number of cases following the Covington hearing.

Judge McDowell has an unusually heavy docket for April, since there are six murder cases set for hearing, and which will put the judges in his condition under a great strain. His friends have suggested that he appoint special judges to hear the cases and it is to this he has also stated definitely in regard to the murder charges he will not want any Sunday school girls to hear them."

Investigation to Continue

Daugherty's reply, replying his resignation and requesting that it be made effective at once, was dated today and was taken to President Coolidge this morning by Warren F. Martin, special assistant to the attorney general.

The resignation of Attorney General Daugherty will not halt the investigation of his administration of his department of justice," Senator Wheeler said when told of Daugherty's resignation.

MILES IN BEAUMONT

City Clerk E. H. Miles today was in Beaumont attending the hearing of the water proceedings instituted against Chief of Police Covington. Miles was used to identify numerous technical points arising out of the passage of an amendment to the city charter changing the method of removing elective officers of the city.

Frosty Mornin' Blues
Easy Come, Easy Go, Blues 14005
Bessie Smith

Mama Doo Shoe Blues
Worried Mama Blues 12085
Ida Cox

A Woman Gets Tired of One Man All of the Time
That Gal Ain't Born Who Can Treat Me Like You Do
14002—George Williams

Jones-O'Neal
FURNITURE
YOUR CREDIT IS GOOD
435 5th St.
Next to John R. Adams

COMING - - - - - COMING

ELKS THEATRE

STARTING SUNDAY, MARCH 30

Melody Mart Revue

HIGH CLASS PERFORMERS
PLENTY OF SPECIALTIES
An Airplane Show at Submarine Prices
PRICES: Lower Floor 40c; Balcony 30c—Including Tax

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He stood his ground under fire, Daugherty declared, "because I believe that cowardice and surrender of principles are never expedient and that every sacrifice of justice to clamor

is followed by demands for still greater sacrifices. From the beginning this attack upon me has been an attack upon the administration and the republican party."

He warned that Mr. Coolidge himself was the target of those responsible. The whole issue, Daugherty insisted, is a "grave national crisis, and in brief, whether the government shall be one of law and order, or of terrorism, slander and fear."

PT. ARTHUR BOY IS ACQUITTED

Pistol Charge Against Daugherty Beaten

Special to The News
BEAUMONT, Texas, March 28.—Port Arthurians were defendants in all three courts in session here Friday morning. The W. W. Covington removal case came up for hearing before Judge E. A. McDowell, the case of A. B. Brown charged with transporting intoxicating liquor was started before Judge O'Brien and M. Daugherty, a young Port Arthur man, was given a hearing before Judge C. N. Ellis in county court at law, charged with carrying a pistol. He was found not guilty by a jury in a short time.

Court Docket

Nita Boudreau vs. Ludwell Bou-

daugherty.

Cohen Messer vs. S. B. Messer.

Marriage Licenses

J. E. Bishop and Mrs. Nixie Col-

ton.

Fred Luvitch and Mrs. Mildred Harris.

Eric Kasper and Miss Lillian Mc-

Gibson.

Manroe Blanchard and Miss Eva Koenig.

John E. Price and Mary Barclay.

Automobile Licenses

E. L. Leggett, Honey Island.

Charles Hollister, 311 Ninth street,

Port Arthur.

J. E. Virgilio, 200 Sherman street,

Port Arthur.

H. L. Ware, First National bank

building, Port Arthur.

Walter Price, 121 Lake Shore drive,

Port Arthur.

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